

## SIXTEENTH DAY

(Thursday, February 6, 1941)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Leonard.

The roll of the House was called, and the following Members were present:

Allen	Garland
Allison	Gilmer
Alsup	Goodman
Anderson	Halsey
Avant	Hanna
Bailey	Hardeman
Baker	Hargis
Bean	Harris of Dallas
Bell	Harris of Hill
Benton	Hartzog
Blankenship	Heflin
Boone	Henderson
Brawner	Hileman
Bray	Hobbs
Bridgers	Howard
Brown	Howington
Bruhl	Hoyo
Bullock	Huddleston
Bundy	Huffman
Burkett	Hughes
Burnaman	Humphrey
Carlton	Hutchinson
Carrington	Isaacks
Cato	Jones
Chambers	Kelly
Clark	Kennedy
Cleveland	Kersey
Coker	Kinard
Colson, Mrs.	King
Connelly	Klingeman
Craig	Knight
Crossley	Lansberry
Crothwait	Lehman
Davis	Leyendecker
Deen	Little
Dickson of Bexar	Lock
Dickson of Nolan	Love
Donald	Lowry
Dove	Lucas
Duckett	Lyle
Dwyer	McAlister
Ellis	McCann
Eubank	McDonald
Evans	McGlasson
Favors	McLellan
Ferguson	McMurry
Files	McNamara
Fitzgerald	Manford
Fuchs	Manning
Gandy	Markle

Martin	Sharpe
Matthews	Shell
Mills	Simpson
Montgomery	Skiles
Moore	Smith of Bastrop
Morgan	Smith of Atascosa
Morse	Spacek
Murray	Spangler
Nicholson	Stanford
Pace	Stinson
Parker	Stubbs
Pevehouse	Thornton
Phillips	Turner
Price	Vale
Rampy	Voigt
Reed of Bowie	Walters
Reed of Dallas	Wattner
Ridgeway	Weatherford
Roberts	White
Rhodes	Whitesides
Sallas	Winfree
Senterfitt	

Absent—Excused

Celaya	Morris
Daniel	Roark
Helpinstill	Taylor

A quorum was announced present.

Prayer was offered by Rev. George W. Coltrin, Chaplain, as follows:

"Lord, again we come to Thy Throne of grace, with gratitude for Thy kindness and providence toward us. We can have no higher aim than that Thy will shall be done in us today. To that end wilt Thou open the way and reveal the paths we should follow, in all our activities. For Christ's sake. Amen."

## LEAVES OF ABSENCE GRANTED

The following Members were granted leaves of absence:

Mr. Taylor for today on account of military service, on motion of Mr. Klingeman.

Mr. Helpinstill for today on account of death in family, on motion of Mr. Hargis.

Mr. Roark for today on account of illness in family, on motion of Mr. McNamara.

Mr. Morris for today on account of illness, on motion of Mr. Carlton.

## HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the

House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. McCann:

H. B. No. 285, A bill to be entitled "An Act amending Section 9, Chapter 15, General Laws, 41st Legislature, Second Called Session, to provide that any person violating any of the provisions of this Act may be prosecuted therefor in any county of this State where such violation occurs; and declaring an emergency."

Referred to the Committee on Agriculture.

By Mr. Mills and Mr. Benton:

H. B. No. 286, A bill to be entitled "An Act to protect and preserve the political right and freedom, right and status of any and all persons employed, on/or to be on leave of absence, or in military service of the United States, by any person, firm, corporation or association of persons, by regulating in certain particulars the rights and relationships between such employers and employees with respect to political affairs, reinstatement and/or reemployment in former position with employer, defining the term "Employer of Labor"; providing fines and penalties for the violation of this Act; and repealing all laws or parts of laws in conflict herewith, making a separability provision, and declaring an emergency."

Referred to the Committee on State Affairs.

By Mr. Simpson, Mr. Boone, Mr. Goodman, Mr. Love, Mr. McAlister, Mr. Favors, Mr. Davis, Mr. Stubbs, Mr. Hanna, Mr. Harris of Dallas, Mr. Heflin, Mr. Kinard, Mr. Roark, Mr. Stinson, Mr. Dove and Mr. Lowry:

H. B. No. 287, A bill to be entitled "An Act to amend Section 5, Chapter 88, Second Called Session, Forty-first Legislature, providing the amount to be collected as reregistration fees for certain motor vehicles; providing effective date of this Act; and declaring an emergency."

Referred to the Committee on Highways and Motor Traffic.

By Mr. Bridgers and Mr. Isaacks:

H. B. No. 288, A bill to be entitled "An Act to authorize the County Commissioners of any county having a County Court at Law to appoint an official interpreter for the County Court at Law in such county; to provide for the salary of such interpreter and to prescribe his duties and providing for the oath of such interpreter."

Referred to the Committee on Judiciary and Uniform State Laws.

By Mr. McCann:

H. B. No. 289, A bill to be entitled "An Act declaring the entrance upon the property of another, without the consent of the owner in writing, and the trespass or occupancy of a building thereon, to be a misdemeanor punishable by a jail sentence of ninety (90) days; and declaring an emergency."

Referred to the Committee on Criminal Jurisprudence.

By Mr. Bell:

H. B. No. 290, A bill to be entitled "An Act amending Title Seventy-one of the Revised Civil Statutes of 1925 by the addition thereto of an additional chapter to be designated Chapter 14, "State Plumbing Law"; defining master plumber, journeyman plumber, plumber's apprentice; providing for special precautions to protect public safety, defining powers of the Texas State Board of Health, to promulgate detailed requirements, to enforce fundamental requirements of this Act; providing for employment of supervisors for purpose of enforcing the law; providing Board shall prescribe rules as to qualifications of plumbers; providing for a committee of examiners, qualifications, duties, secretary; providing committee may name chairman; providing for compensation of members of committee of examiners; providing collection from fees, license and other collections authorized under this Act shall be placed in the General Revenue Fund for the purpose of administering this Act; providing that at the end of each biennium all monies received in excess of the sum of Five Thou-

sand (\$5,000.00) Dollars shall be used for any purpose that the Legislature may deem necessary; providing that all expenses, salaries and per diem shall be from fees received from this Act; and providing that the expenditure of any monies under this Act shall never exceed the amount of money obtained from the collection of money required by any fee, permit, license, or other authorized collections required by the provisions of this Act; providing for waterworks and sewerage ordinances and rules by cities, towns and villages not in conflict with minimum standards prescribed by the Board; providing for reports to Board where plumbers fail to qualify or willful violation of regulations; providing for appointment of plumbing supervisors by a city, town or village, their qualifications, their duties and how compensated; providing Committee of Examiners shall by and with consent of the State Health Officer appoint supervisors necessary, their qualifications, compensation; providing license required to engage in plumbing work under certain conditions; providing license shall not be transferred; defining who shall obtain master plumbers license; providing property owner may do work under certain conditions; excepting farm residences and farm buildings; providing for a plumbing code of State-wide application; code shall apply to all types of building, private and public; shall prohibit any system of piping, cross-connections or interconnections which permits sewage, waste water, or nonpotable water to enter into the domestic water supply; providing cities, towns and villages may make additional regulations not in conflict with such code; providing Board shall hold regular examinations; providing application for examination shall be made, accompanied by fees; providing a minimum average of 70 per cent; providing Board may grant license without examination under certain conditions; providing six (6) months must elapse before applicant may take another examination; providing minimum fees, none of which shall be returned; providing no license shall be issued for longer than one year;

and expiration date shall be October first of each year; providing for renewal; providing for registration of plumbers apprentices; providing Board may determine and prescribe plumbing apprenticeship requirements, terms of apprenticeship, character of work to be done, responsibilities therefor; providing for temporary permits, revocable examination for and procedure governing issuance; providing Board may make investigations and conduct hearings, may suspend or revoke license under certain conditions; providing complaints shall be served; providing hearing necessary, with exceptions; providing should any part of Act be held unconstitutional remaining part shall remain in full force and effect; providing for repeal of all laws or parts of law in conflict herewith; amending Title Twelve of the Penal Code of 1925 by the addition thereto of new sections to be designated Chapter Twelve, "Plumbing"; providing every person engaged in plumbing shall make a written application to the State Board of Health for a license therefor, accompanied with fee; providing Board shall issue license under certain conditions; providing for revocation, for renewal; providing no person shall engage in plumbing unless licensed, exception thereto; providing for a penalty, and declaring an emergency."

Referred to the Committee on Public Health.

By Mr. Reed of Dallas:

H. B. No. 291, A bill to be entitled "An Act relating to the salaries of all State officers except those Constitutional State officers whose salaries are specifically fixed by the Constitution; specifically providing that the Legislature shall fix the amount of compensation to be paid clerks of the Courts of Civil Appeals, the Supreme Court and the Court of Criminal Appeals out of fees of office, and specifically repealing all laws and parts of laws in conflict herewith; and declaring an emergency."

Referred to the Committee on Appropriations.

By Mr. Stanford:

H. B. No. 292, A bill to be entitled "An Act to regulate aeronautics; defining terms used herein; setting forth the qualifications of pilots; creating a Texas Aeronautics Commission; prescribing the term of office and method of filling vacancies on said Commission; setting forth powers and duties of the Commission and rules and regulations promulgated thereunder; requiring licenses as set forth herein; setting up fees in connection therewith; providing for appeal; providing a penalty for violations of this Act; repealing all laws and parts of laws in conflict with the provisions of this Act; declaring the rule that if any part hereof be found unconstitutional, the same shall not affect the remaining portions of this Act, and declaring an emergency."

Referred to the Committee on State Affairs.

By Mr. Hoyo, Mr. Anderson, Mr. Dwyer and Mr. Ridgeway:

H. B. No. 293, A bill to be entitled "An Act amending subdivision 18a, Article 2092, of the Revised Civil Statutes of Texas (1925), as added by Chapter 33, page 58, of the Acts of the Forty-third Legislature, Third Called Session (1934), as amended by Chapter 28, page 205, of the Acts of the Forty-sixth Legislature, Regular Session (1939), pertaining to practice in certain District Courts, practice and procedure thereunder, in counties of 325,000 inhabitants and over, whereby the District Judges may appoint an Assignment Clerk to serve under the presiding judge in setting and disposing of civil cases on the general docket; providing that the District Judges shall fix the duties and salaries of such Clerk, and providing a method of payment from the general fund of the county, term of office and dismissal thereof, and declaring an emergency."

Referred to the Committee on Judiciary and Uniform State Laws.

By Mr. Love:

H. B. No. 294, A bill to be entitled "An Act to promote equality of bargaining power between employer and

employee, allowing collective bargaining and preventing the employer from interfering with the employee in the selection of representatives; declaring a public policy with respect to collective bargaining in the prevention of strikes; defining certain terms as used in the Act; establishing an Industrial Labor Commission; providing for the payment of salaries to the members thereof and providing for expenses incurred by the Commission in the performance of their duties; providing for the employment of such help as may be needed in the enforcement of this Act, and for expenses to be paid from the funds created by the provisions of this Act; defining the powers of the Commission; requiring the Commission to make certain reports; providing that the Commission shall not engage in any effort to mediate in, conciliate or arbitrate any labor dispute; providing for principal office of the Commission and providing further that the Commission shall have authority to make rules and regulations necessary to carry out the provisions of this Act; providing that no other law in force in this State shall supersede this Act; providing that employees shall have the right to organize and bargain collectively free from interference of any character from the employers; defining unfair labor practices; giving representatives power to select for the purpose of collective bargaining; giving the Commission power to make investigations with respect to collective bargaining; preventing certain members from taking part in election of representatives; providing for the listing of company unions; providing for the prevention of unfair labor practices; providing for judicial review of all orders of the Commission, giving the Commission investigatory powers; providing for service of papers and processes; providing for aid from other State agencies; prohibiting any person from interfering with the Commission in its duties and providing a penalty; providing for notice to employees and providing for a penalty for the violation of this Act; providing that each clause of the Act shall be separable in full force regardless of the constitutionality of any other

provision of this Act; providing for liberal construction; providing that the provisions of this Act shall control over any other law; providing that nothing in this Act shall interfere with the employees right to strike; providing for the setting aside of a fund for the payment of salaries and of enforcement of this Act and declaring an emergency."

Referred to the Committee on State Affairs.

By Mr. Hoyo, Mr. Dwyer, Mr. Anderson and Mr. Ridgeway:

H. B. No. 295, A bill to be entitled "An Act amending Section 19, subsection h, of Senate Bill No. 5, Acts of the Forty-fourth Legislature, Second Called Session, also known as subsection h of Section 19 of Article 3912e, and all amendments to such Act, by adding thereto subsection h-3 affecting the appointment and salaries of deputies in the offices of District Clerks in all counties of 290,000 inhabitants and over, and less than 390,000 inhabitants, according to the last preceding Federal census; providing for the method of such appointments and salaries in such counties by the filing of an application with the County Judges of such counties; providing for the order of the Commissioners' Courts of such counties for the payment of said salaries of such deputies out of certain funds of such counties; providing for the oath to be taken by such deputies; providing for the method of discharge or removal of such deputies, and for the increase or decrease of the number of such deputies; providing for the repeal of all laws in conflict herewith; providing for a saving clause and declaring an emergency."

Referred to the Committee on Counties.

By Mr. Kersey and Mr. Morris:

H. B. No. 296, A bill to be entitled "An Act amending Chapter 13, Acts Third Called Session of the Forty-second Legislature, as amended, declaring the policy of the State with reference to financing the constructing of county lateral roads; defining certain terms used throughout the Act; creating the Board of County and District Road Indebtedness, and

prescribing the powers, duties, and obligations of said Board; allocating revenue obtained from the occupation tax on the business of selling gasoline; creating a County and Road District Highway Fund and a Lateral Road Account; designating the money to be placed in said funds; and prescribing the manner and purposes for which such funds shall be expended; authorizing the payment out of the County and Road District Highway Fund of certain bonds and warrants issued by the counties where the proceeds of such bonds and warrants were used in the construction of roads comprising the State System of Highways; providing for the allocation of funds credited to the Lateral Road Account, to the several counties; authorizing the Commissioners Courts of the various counties of Texas to refund that part, parcel, or portion of eligible bonds which the counties are required to pay; prescribing the duties of the Commissioners Court in expending Lateral Road Funds; providing for the disposition of sinking funds on county bonds issued to build State designated highways; making an appropriation for the next biennium of moneys coming into the County and Road District Highway Fund; providing for the handling of County Sinking Funds accumulated from the payment of certain road bonds and warrants; providing for the payment of certain Navigation District Bonds; making it a felony for any County Judge or County Commissioner to expend money coming from the Lateral Road Account contrary to the provisions of this Act and prescribing a penalty; fixing venue therefor; providing that if any section of this Act is unconstitutional, other portions of this Act shall not be affected thereby; and declaring an emergency."

Referred to the Committee on Highways and Motor Traffic.

By Mr. Leyendecker and Mr. Isaacks:

H. B. No. 297, A bill to be entitled "An Act to provide for the appointment of a commission to revise and digest the General Laws of Texas, defining their powers and duties, and fixing the qualifications and com-

pensation of said commission; directing the commission to embody the revision in their report in the form of bills for adoption by the Legislature; authorizing the publication of the bills, and making appropriation for the purposes defined in the Act, and declaring an emergency."

Referred to the Committee on State Affairs.

By Mr. Shell (by request):

H. B. No. 298, A bill to be entitled "An Act prescribing additional powers and duties of the Commissioners' Court in counties having a population of not less than Nine Thousand Nine Hundred and not more than Eleven Thousand according to the latest Federal Census; making provision for holding an election in each such county to determine whether a maintenance tax shall be levied against all property in such county for the support of public schools therein; prescribing the duties of the County Judge and Commissioners' Court in reference to said election; prescribing the duties and powers of the several Boards of District Trustees, in determining the amount of money necessary to maintain the schools of each school district; prescribing the duties of the Commissioners' Court and various county officials in reference to levying, assessing and collecting such maintenance tax; prescribing certain administrative duties of the Commissioners' Court over schools in the county; providing for the distribution of tax moneys collected for the benefit of the several school districts; providing that when the county-wide maintenance tax is in full force and operation no school district within such county shall have authority to levy and collect further maintenance taxes except to the extent provided in this Act, leaving undisturbed the right and power of and requiring said districts to levy and collect taxes for interest and principal of bonds; providing that the duties and powers of school district trustees shall not be affected except as expressly provided in this Act; providing that this Act shall be cumulative of other laws; repealing laws inconsistent herewith; providing that if any part of

this law shall be held unconstitutional remaining parts shall be unaffected."

Referred to the Committee on Counties.

By Mr. Duckett and Mr. Manning:

H. B. No. 299, A bill to be entitled "An Act providing for levying and collecting a ten per cent tax on the gross income of hotels, public inns, tourist courts, and other places offering lodging to the public, where the charge for any room is in excess of \$1.50 per night, or of \$30.00 per month for one person or \$50.00 per month for two persons; providing for reports on and payment thereof; directing that the income derived therefrom shall be deposited by the Comptroller to the credit of the Texas Old Age Assistance Fund for the payment of old age assistance benefits, and used exclusively therefor; and declaring an emergency."

Referred to the Committee on Revenue and Taxation.

By Mr. Bundy, Mr. Martin and Mr. Mills:

H. B. No. 300, A bill to be entitled "An Act authorizing the Commissioners Court in any county having a population of not less than seventy-three thousand and not more than seventy-six thousand (76,000) according to the last preceding United States Census and not less than Forty-two Million (\$42,000,000.00) Dollars and not more than Fifty-two Million (\$52,000,000.00) Dollars taxable valuation according to the last available tax roll to allow each County Commissioner in such counties certain expenses for traveling and in connection with the use of his automobile on official business; requiring each such Commissioner to pay the expenses of operation and repair of each automobile used by him without further expense to the county; and declaring an emergency."

Referred to the Committee on Counties.

#### PROVIDING FOR CERTAIN ADJOURNMENT PERIOD

Mr. Leyendecker offered the following resolution:

H. C. R. No. 33, Providing for Certain Adjournment Period.

Be it resolved by the House of Representatives, the Senate concurring, That each House grant the other permission to adjourn from Thursday, February 6, 1941, to Monday, February 10, 1941.

The resolution was read second time.

Question recurring on the resolution, yeas and nays were demanded.

The resolution was adopted by the following vote:

Yeas—70

Allen	Lehman
Alsup	Leyendecker
Anderson	Lock
Bailey	Lyle
Bell	McAlister
Benton	McCann
Brawner	McDonald
Bray	McGlasson
Bridgers	McLellan
Brown	McMurry
Bruhl	McNamara
Carrington	Manford
Cato	Manning
Clark	Markle
Coker	Matthews
Colson, Mrs.	Mills
Connelly	Montgomery
Craig	Morse
Deen	Nicholson
Dickson of Bexar	Parker
Dwyer	Reed of Dallas
Ferguson	Ridgeway
Garland	Skiles
Goodman	Smith of Bastrop
Hargis	Smith of Atascosa
Harris of Hill	Stanford
Henderson	Thornton
Howard	Turner
Hoyo	Vale
Hutchinson	Voigt
Kennedy	Walters
Kersey	Wattner
Kinard	White
Knight	Whitesides
Lansberry	Winfree

Nays—61

Allison	Burnaman
Baker	Carlton
Bean	Cleveland
Boone	Crossley
Bullock	Crosthwait
Bundy	Davis
Burkett	Donald

Dove	Klingeman
Duckett	Little
Ellis	Love
Eubank	Lowry
Evans	Lucas
Favors	Martin
Files	Moore
Fitzgerald	Morgan
Fuchs	Murray
Gandy	Pace
Halsey	Pevehouse
Hanna	Phillips
Harris of Dallas	Price
Heflin	Rampy
Hileman	Reed of Bowie
Hobbs	Rhodes
Howington	Roberts
Huddleston	Senterfitt
Huffman	Simpson
Hughes	Spacek
Humphrey	Spangler
Isaacks	Stinson
Kelly	Stubbs
King	

Present—Not Voting

Avant

Jones

Absent

Blankenship	Hartzog
Chambers	Sallas
Dickson of Nolan	Sharpe
Gilmer	Shell
Hardeman	Weatherford

Absent—Excused

Celaya	Morris
Daniel	Roark
Helpinstill	Taylor

HOUSE BILL NO. 134 WITH  
SENATE AMENDMENTS

Mr. Hutchinson called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 134, A bill to be entitled "An Act providing for the granting and issuance of easements or surface leases to the United States of America by the School Land Board on any island, salt water lake, bay, inlet, or marsh within tidewater limits, and that portion of the Gulf of Mexico within the jurisdiction of the State of Texas, for any purpose essential for the National Defense; retaining for the State of Texas all oil and gas and other mineral rights

in and under such areas; providing that the consideration to be paid the State therefor shall be agreed upon by the School Land Board and the United States of America; subordinating all existing grass leases to such easements or surface leases; providing for the suspension of the primary and principal terms and rental obligations of existing oil and gas leases affected hereby for the duration of such easements or surface leases upon the filing of the subordination agreements by holders of such oil and gas leases; providing for notice to such oil and gas lessees of the termination of such easements or surface leases; excluding from the terms hereof all areas where oil, gas or other mineral production exists; and declaring an emergency."

On the motion of Mr. Hutchinson, the House concurred in the Senate amendments by the following vote:

## Yeas—131

Allen	Donald
Allison	Dove
Alsup	Duckett
Avant	Dwyer
Bailey	Ellis
Baker	Eubank
Benton	Evans
Bean	Favors
Blankenship	Ferguson
Boone	Files
Brawner	Fitzgerald
Bray	Fuchs
Bridgers	Gandy
Brown	Goodman
Bruhl	Halsey
Bullock	Hanna
Bundy	Hargis
Burkett	Harris of Dallas
Burnaman	Hartzog
Carlton	Heflin
Carrington	Henderson
Cato	Hileman
Clark	Hobbs
Cleveland	Howington
Coker	Hoyo
Colson, Mrs.	Huddleston
Connelly	Huffman
Craig	Hughes
Crossley	Humphrey
Crosthwait	Hutchinson
Davis	Isaacks
Deen	Jones
Dickson of Bexar	Kelly
Dickson of Nolan	Kennedy

Kersey  
Kinard  
King  
Klingeman  
Knight  
Lansberry  
Lehman  
Leyendecker  
Little  
Lock  
Love  
Lowry  
Lucas  
McAlister  
McDonald  
McGlasson  
McLellan  
McMurry  
McNamara  
Manford  
Manning  
Markle  
Martin  
Matthews  
Mills  
Montgomery  
Moore  
Morgan  
Morse  
Murray  
Nicholson  
Pace

Parker  
Pevehouse  
Phillips  
Price  
Rampy  
Reed of Bowie  
Reed of Dallas  
Ridgeway  
Roberts  
Rhodes  
Senterfitt  
Sharpe  
Shell  
Simpson  
Skiles  
Smith of Bastrop  
Smith of Atascosa  
Spacek  
Spangler  
Stanford  
Stinson  
Stubbs  
Thornton  
Turner  
Vale  
Voigt  
Walters  
Wattner  
White  
Whitesides  
Winfree

## Absent

Anderson	Harris of Hill
Bell	Howard
Chambers	Lyle
Garland	McCann
Gilmer	Sallas
Hardeman	Weatherford

## Absent—Excused

Celaya	Morris
Daniel	Roark
Helpinstill	Taylor

### ENDORING AMERICAN YOUTH PROGRAM

Mr. Carrington offered the following resolution:

H. S. R. No. 100, Endorsing American Youth Program known as the Boy Scouts of America.

Whereas, February 8, 1910, was the day on which the Congress of the United States issued the charter organizing that great program for American Youth known as the Boy Scouts of America; and

Whereas, This great program to-



day on its thirty-first birthday embraces 1,056,672 Scouts working through 46,205 chartered local organizations; and

Whereas, February 7-14 has been set aside as National Scout Week; be it

Resolved, That the House of Representatives of the 47th Texas Legislature express to the Scouts of Texas, their fathers and mothers and to all Scout leaders their most sincere congratulations on this their thirty-first birthday.

The youths engaged in the Scouting program give abundant promise of the future of our American Way of Life. Democracy is safe from decay and the tyranny of force as long as Americans foster and support a complete Scouting program for our boys and girls.

Encouraging Scouting is a major defense need, for along with military preparedness Democracy must be strengthened and invigorated through a complete and patriotic program for American Youth. The Boy Scout program counteracts the evils of Nazism, Fascism and Communism through its teachings of reverence for God, love for home and loyalty to the flag.

The Boy Scout motto is "Be Prepared." Scouting is backing up the National Defense efforts to "Be Prepared." Loyalty is of paramount importance in the oath every Scout takes. Listen to it:

"On my honor I will do my best—

"To do my duty to God and my country, and to obey the Scout Law.

"To help other people at all times.

"To keep myself physically strong, mentally awake, and morally straight."

Be it further resolved, That we as legislators endorse this fine program for Texas Youth and pledge ourselves to further its fine spirit and its aims in training for citizenship.

CARRINGTON,  
CATO.

The resolution was read second time and was adopted.

#### MESSAGE FROM THE SENATE

Austin, Texas, February 5, 1941.

Hon. Homer Leonard, Speaker of the House.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 45, A bill to be entitled "An Act to create a Texas Defense Guard in the State of Texas, etc., and declaring an emergency." (With amendment.)

S. B. No. 114, A bill to be entitled "An Act providing for the sale and transfer by the Texas Prison Board of certain land in the City of Huntsville, Walker County, to United Gas Corporation, in exchange for a tract of land in Huntsville, Walker County, to be conveyed by United Gas Corporation to the Texas Prison Board; etc.; and declaring an emergency."

S. B. No. 110, A bill to be entitled "An Act providing that no county having a population of not less than twenty-five thousand four hundred seventy (25,470) nor more than twenty-five thousand nine hundred fifteen (25,915) according to the last preceding or future Federal Census, shall have a County Auditor; etc.; and declaring an emergency."

Has adopted

H. C. R. No. 33, Relative to adjourning from Thursday, February 6, 1941, to Monday, February 10, 1941.

Has passed

H. B. No. 140, A bill to be entitled "An Act authorizing the Commissioners Court in certain counties to allow each County Commissioner certain expense in connection with the performing of the duties; etc.; and declaring an emergency."

Respectfully,

BOB BARKER,

Secretary of the Senate.

RELATIVE TO REGIONAL  
CHAMBERS OF  
COMMERCE

Mr. Alsup offered the following resolution:

H. S. R. No. 104, Relative to Re-

gional Chambers of Commerce in the State of Texas.

Whereas, We have in Texas three regional Chambers of Commerce, known as the West Texas, East Texas and South Texas Chambers of Commerce, whose functions duplicate each other in their efforts to bring new industries to this State, and whose efforts duplicate each other in matters being brought before the Texas Legislature; and

Whereas, These regional Chambers of Commerce are supported by taxpaying citizens, with managers, secretaries, publicity men, etc., operating as a heavy drain upon citizens of Texas; and

Whereas, These regional Chambers of Commerce are now sponsoring bills at this Session urging consolidation of our State Departments, saying such course will result in economy and efficiency; and

Whereas, The Members of this House, as well as those of the Senate, were elected by the people of Texas as the law-making body, a prerogative not delegated to regional Chambers of Commerce; and

Whereas, There has been widespread publicity and propaganda practically saying in effect that Members of the Legislature don't know what it is all about, know little or nothing about State Government problems and were not even consulted by representatives of these chambers, in which the average citizen has no voice or vote; therefore be it

Resolved, by the House of Representatives of the Forty-seventh Legislature, That we are not yet willing to surrender our Constitutional right of law-making to a small, well organized, well paid group in Texas which has become a political organization; therefore be it further

Resolved, by the House of Representatives of the Forty-seventh Legislature, That we call upon these regional Chambers of Commerce to consolidate themselves as one body in order to save taxpaying citizens of this State large funds which they are now paying out for triple duplicated service, and further, to promote more efficiency in behalf of industry of this State and not politics of this State.

The resolution was read second time.

Mr. Alsup moved that the resolution be referred to the Committee on State Affairs.

The motion was lost.

Mr. Alsup raised a point of order on further consideration of the resolution at this time, on the ground that the time allotted for the consideration of resolutions has expired.

The Speaker sustained the point of order.

#### PROVIDING FOR APPROPRIATION FOR CERTAIN INVESTIGATING COMMITTEE

Mr. McMurry moved that the Rule relative to the consideration of resolutions be suspended and that the House take up and consider at this time until disposed of, H. S. R. No. 103.

The motion prevailed.

Mr. Skiles then offered the following resolution:

H. S. R. No. 103, To Provide for Expenses for the Investigating Committee of the House of Representatives to Investigate the Old Age Assistance Division of the Department of Public Welfare.

Whereas, The House of Representatives of the Forty-seventh Legislature heretofore adopted House Simple Resolution Number 71 providing for the appointment of an Investigating Committee to investigate the Old Age Assistance Division of the Department of Public Welfare and in pursuance thereof the Speaker of the House on the fifth day of February, 1941, appointed a Committee of five to conduct said investigation; and

Whereas, It will be necessary for said Committee to conduct hearings in various parts of the State of Texas; therefore, be it

Resolved, That the sum of One Thousand (\$1,000.00) Dollars, or so much thereof as may be necessary thereof, be appropriated out of the Contingent Expense Fund to defray expenses of the Investigating Committee.

SKILES,  
COKER.

The resolution was read second time.

Mr. Alsup offered the following amendment to the resolution:

Amend H. S. R. No. 103 by adding the necessary provision for the filing of and payment of the expenses incurred by said Committee.

The amendment was adopted.

Mr. Lehman offered the following amendment to the resolution:

Amend H. S. R. No. 103 by inserting \$500.00 in place of \$1,000.00.

LEHMAN,  
FAVORS,  
CRAIG.

The amendment was adopted.

Mr. Hanna moved to table the resolution by Mr. Skiles.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas—21

Chambers	Knight
Cleveland	Lehman
Evans	Lowry
Ellis	McLellan
Fuchs	Morgan
Hanna	Nicholson
Howington	Rampy
Hoyo	Reed of Bowie
Hutchinson	Smith of Bastrop
Kersey	Turner
King	

Nays—109

Allen	Bullock
Allison	Bundy
Alsup	Burkett
Anderson	Burnaman
Avant	Carlton
Bailey	Carrington
Baker	Cato
Bean	Clark
Bell	Coker
Benton	Connelly
Blankenship	Craig
Boone	Crossley
Brawner	Crosthwait
Bray	Davis
Bridgers	Deen
Brown	Dickson of Bexar
Bruhl	Dickson of Nolan

Donald	McMurry
Duckett	McNamara
Dwyer	Manford
Eubank	Manning
Favors	Markle
Ferguson	Martin
Files	Matthews
Fitzgerald	Mills
Gandy	Montgomery
Garland	Moore
Goodman	Morse
Halsey	Pace
Hargis	Pevehouse
Harris of Dallas	Phillips
Harris of Hill	Price
Henderson	Reed of Dallas
Hileman	Ridgeway
Hobbs	Roberts
Huddleston	Rhodes
Huffman	Sallas
Hughes	Senterfitt
Humphrey	Sharpe
Isaacks	Simpson
Jones	Skiles
Kelly	Smith of Atascosa
Kennedy	Spacek
Kinard	Spangler
Klingeman	Stanford
Lansberry	Stinson
Leyendecker	Stubbs
Lock	Thornton
Love	Vale
Lucas	Voigt
Lyle	Wattner
McAlister	White
McCann	Whitesides
McDonald	Winfree
McGlasson	

Absent

Colson, Mrs.	Little
Dove	Murray
Gilmer	Parker
Hardeman	Shell
Hartzog	Walters
Heflin	Weatherford
Howard	

Absent—Excused

Celaya	Morris
Daniel	Roark
Helpinstill	Taylor

Question then recurring on the resolution by Mr. Skiles, as amended, it was adopted.

BILL REREFERRED

Mr. Fuchs moved that House Bill No. 90 be withdrawn from the Com-

mittee on State Affairs and referred to the Committee on Agriculture.

The motion prevailed.

#### HOUSE BILL NO. 45 WITH SENATE AMENDMENTS

Mr. Sharpe called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 45, A bill to be entitled "An Act to create a Texas Defense Guard in the State of Texas during such time as any part of the National Guard is in active Federal Service, and to provide for the organization, maintenance, training and discipline thereof, and declaring an emergency."

On motion of Mr. Sharpe, the House concurred in the Senate amendments by the following vote:

#### Yeas—133

Allen	Donald
Allison	Dove
Alsup	Duckett
Anderson	Ellis
Avant	Eubank
Bailey	Evans
Baker	Favors
Bean	Ferguson
Bell	Files
Benton	Fitzgerald
Blankenship	Fuchs
Boone	Gandy
Brawner	Garland
Bray	Goodman
Bridgers	Halsey
Brown	Hanna
Bruhl	Hargis
Bullock	Harris of Dallas
Bundy	Harris of Hill
Burkett	Heflin
Burnaman	Henderson
Carlton	Hileman
Carrington	Hobbs
Cato	Howington
Chambers	Hoyo
Clark	Huddleston
Cleveland	Huffman
Coker	Hughes
Connelly	Humphrey
Craig	Hutchinson
Crossley	Isaacks
Crosthwait	Jones
Davis	Kelly
Deen	Kennedy
Dickson of Bexar	Kersey
Dickson of Nolan	Kinard

King  
Klingeman  
Knight  
Lansberry  
Lehman  
Leyendecker  
Lock  
Love  
Lowry  
Lucas  
Lyle  
McAlister  
McCann  
McDonald  
McGlasson  
McLellan  
McMurry  
McNamara  
Manford  
Manning  
Markle  
Martin  
Matthews  
Mills  
Montgomery  
Moore  
Morgan  
Morse  
Murray  
Nicholson  
Pace

Parker  
Pevehouse  
Phillips  
Price  
Rampy  
Reed of Bowie  
Reed of Dallas  
Ridgeway  
Roberts  
Rhodes  
Sallas  
Senterfitt  
Sharpe  
Shell  
Simpson  
Skiles  
Smith of Atascosa  
Spacek  
Spangler  
Stanford  
Stinson  
Stubbs  
Thornton  
Turner  
Vale  
Voigt  
Wattner  
White  
Whitesides  
Winfree

#### Absent

Colson, Mrs.	Howard
Dwyer	Little
Gilmer	Smith of Bastrop
Hardeman	Walters
Hartzog	Weatherford

#### Absent—Excused

Celaya	Morris
Daniel	Roark
Helpinstill	Taylor

#### SENATE BILL NO. 72 ON SECOND READING

Mr. Chambers moved that the necessary Rules be suspended for the purpose of taking up and considering, at this time, Senate Bill No. 72.

The motion prevailed by the following vote:

#### Yeas—128

Allison	Bell
Alsup	Benton
Avant	Blankenship
Bailey	Boone
Baker	Brawner
Bean	Bray

Bridgers	Klingeman
Brown	Knight
Bullock	Lansberry
Bundy	Lehman
Burkett	Leyendecker
Burnaman	Little
Carlton	Lock
Carrington	Love
Cato	Lowry
Chambers	Lucas
Clark	Lyle
Coker	McAlister
Colson, Mrs.	McCann
Connelly	McDonald
Craig	McGlasson
Crossley	McLellan
Crosthwait	McMurry
Davis	McNamara
Deen	Manford
Dickson of Bexar	Manning
Donald	Markle
Dove	Martin
Duckett	Matthews
Eubank	Mills
Evans	Montgomery
Favors	Moore
Ferguson	Morgan
Files	Morse
Fitzgerald	Murray
Fuchs	Nicholson
Gandy	Pace
Garland	Parker
Goodman	Phillips
Halsey	Rampy
Hanna	Reed of Bowie
Hardeman	Reed of Dallas
Hargis	Ridgeway
Harris of Dallas	Roberts
Harris of Hill	Rhodes
Hartzog	Sallas
Heflin	Senterfitt
Henderson	Shell
Hileman	Simpson
Hobbs	Skiles
Howington	Smith of Atascosa
Hoyo	Spacek
Huddleston	Spangler
Huffman	Stanford
Hughes	Stinson
Humphrey	Stubbs
Hutchinson	Thornton
Isaacks	Turner
Jones	Vale
Kelly	Voigt
Kennedy	Wattner
Kersey	White
Kinard	Whitesides
King	Winfree

Absent

Allen	Bruhl
Anderson	Cleveland

Dickson of Nolan	Price
Dwyer	Sharpe
Ellis	Smith of Bastrop
Gilmer	Walters
Howard	Weatherford
Pevehouse	

Absent—Excused

Celaya	Morris
Daniel	Roark
Helpinstill	Taylor

The Speaker then laid before the House, on its second reading and passage to third reading,

S. B. No. 72, A bill to be entitled "An Act to validate the organization and creation of all School Districts, including Common School Districts, Independent School Districts, Consolidated Common School Districts, all County Line School Districts, including County Line Common School Districts, etc."

The bill was read second time.

Mr. Chambers offered the following committee amendments to the bill:

Amend Senate Bill No. 72, Section 3, by inserting in line 12 after the word "thereby" the following:

"Where such vote was required by law."

SKILES.

Amend Senate Bill 72, page 2, Section 1, line 34, by inserting after the word issue the following: "and all bond assumption tax elections following consolidated elections."

Amend Senate Bill 72, Section 1, page 3, by striking out lines eleven to fourteen both inclusive.

Amend the caption of Senate Bill No. 72, page 1, line 35, by inserting after the word district the following: "where such vote was required by law."

The committee amendments were severally adopted.

Senate Bill No. 72 was then passed to third reading.

SENATE BILL NO. 72 ON  
THIRD READING

Mr. Chambers moved that the Constitutional Rule requiring bills to be

read on three several days be suspended and that Senate Bill No. 72 be placed on its third reading and final passage.

The motion prevailed by the following vote:

#### Yeas—130

Allen	Henderson
Allison	Hileman
Alsup	Hobbs
Avant	Howington
Bailey	Hoyo
Baker	Huddleston
Bean	Huffman
Bell	Hughes
Benton	Humphrey
Boone	Hutchinson
Brawner	Isaacks
Bray	Jones
Bridgers	Kelly
Brown	Kennedy
Bruhl	Kersey
Bullock	Kinard
Bundy	King
Burkett	Klingeman
Burnaman	Knight
Carlton	Lansberry
Carrington	Lehman
Cato	Leyendecker
Chambers	Little
Clark	Lock
Coker	Love
Colson, Mrs.	Lowry
Connelly	Lucas
Craig	Lyle
Crosthwait	McAlister
Davis	McCann
Deen	McDonald
Dickson of Bexar	McGlasson
Dickson of Nolan	McLellan
Donald	McMurry
Dove	McNamara
Duckett	Manford
Ellis	Manning
Eubank	Markle
Evans	Martin
Favors	Matthews
Ferguson	Mills
Files	Montgomery
Fitzgerald	Moore
Fuchs	Morgan
Gandy	Morse
Garland	Murray
Goodman	Nicholson
Halsey	Pace
Hanna	Parker
Hargis	Pevehouse
Harris of Dallas	Phillips
Harris of Hill	Price
Heflin	Rampy

Reed of Bowie	Spangler
Reed of Dallas	Stanford
Ridgeway	Stinson
Roberts	Stubbs
Rhodes	Thornton
Sallas	Turner
Senterfitt	Vale
Sharpe	Voigt
Simpson	Walters
Skiles	Wattner
Smith of Atascosa	White
Spacek	Whitesides

#### Absent

Anderson	Hartzog
Blankenship	Howard
Cleveland	Shell
Crossley	Smith of Bastrop
Dwyer	Weatherford
Gilmer	Winfree
Hardeman	

#### Absent—Excused

Celaya	Morris
Daniel	Roark
Helpinstill	Taylor

The Speaker then laid Senate Bill No. 72 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

#### Yeas—128

Allen	Connelly
Allison	Craig
Alsup	Crossley
Avant	Crosthwait
Bailey	Davis
Baker	Deen
Bean	Dickson of Bexar
Bell	Dickson of Nolan
Benton	Donald
Boone	Dove
Brawner	Duckett
Bray	Evans
Bridgers	Ellis
Brown	Eubank
Bruhl	Favors
Bullock	Ferguson
Burkett	Files
Burnaman	Fitzgerald
Carlton	Fuchs
Carrington	Gandy
Cato	Garland
Chambers	Gilmer
Clark	Goodman
Cleveland	Halsey
Coker	Hanna
Colson, Mrs.	Hargis

Harris of Dallas	Manning
Harris of Hill	Markle
Heflin	Matthews
Henderson	Mills
Hileman	Montgomery
Hobbs	Moore
Howington	Morgan
Hoyo	Morse
Huddleston	Murray
Huffman	Nicholson
Hughes	Pace
Humphrey	Parker
Hutchinson	Pevehouse
Isaacks	Phillips
Jones	Price
Kelly	Rampy
Kennedy	Reed of Bowie
Kersey	Reed of Dallas
Kinard	Ridgeway
King	Roberts
Klingeman	Rhodes
Knight	Sallas
Lansberry	Senterfitt
Lehman	Sharpe
Leyendecker	Shell
Lock	Simpson
Love	Skiles
Lowry	Smith of Atascosa
Lucas	Spangler
Lyle	Stanford
McAlister	Stinson
McCann	Stubbs
McDonald	Thornton
McGlasson	Vale
McLellan	Walters
McMurry	Wattner
McNamara	White
Manford	Whitesides

**Absent**

Anderson	Martin
Blankenship	Morris
Bundy	Smith of Bastrop
Dwyer	Spacek
Hardeman	Turner
Hartzog	Voigt
Howard	Weatherford
Little	Winfree

**Absent—Excused**

Celaya	Roark
Daniel	Taylor
Helpinstill	

**HOUSE BILL NO. 57 ON  
SECOND READING**

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 57, A bill to be entitled  
“An Act authorizing the Boards of

School Trustees of Independent School Districts and County Boards of School Trustees to employ visiting teachers and school psychologists, setting forth qualifications of visiting teachers and school psychologists, prescribing their duties, defining their status, and prescribing how they should be paid; providing a saving clause, repealing all laws or parts of laws in conflict herewith; and declaring an emergency.”

The bill was read second time.

Mr. Alsup moved that House Bill No. 57 be laid on the table subject to call.

Mr. Smith of Atascosa moved that House Bill No. 57 be tabled.

The motion to table prevailed.

Mr. Alsup moved to suspend the Rules in order that a motion may be made to reconsider the vote by which House Bill No. 57 was tabled.

The motion to suspend the Rules was lost by the following vote:

**Yeas—58**

Alsup	Klingeman
Avant	Lehman
Bean	Little
Bell	Lock
Bridgers	Love
Brown	Lowry
Bullock	Lyle
Burnaman	McNamara
Carlton	Manning
Carrington	Montgomery
Coker	Moore
Colson, Mrs.	Morgan
Connelly	Morse
Craig	Pevehouse
Dickson of Bexar	Reed of Dallas
Ellis	Sallas
Eubank	Senterfitt
Ferguson	Sharpe
Files	Skiles
Gilmer	Smith of Bastrop
Hargis	Stanford
Hartzog	Stinson
Henderson	Thornton
Hileman	Turner
Howard	Vale
Humphrey	Walters
Isaacks	Wattner
Kelly	Whitesides
Kersey	Winfree

## Nays—70

Allen	Hughes
Allison	Kennedy
Bailey	Kinard
Baker	King
Benton	Knight
Brawner	Lansberry
Bray	Leyendecker
Bruhl	Lucas
Bundy	McAlister
Burkett	McCann
Cato	McGlasson
Chambers	McLellan
Clark	McMurry
Crosthwait	Manford
Davis	Markle
Deen	Martin
Donald	Matthews
Dove	Mills
Duckett	Murray
Dwyer	Nicholson
Evans	Pace
Favors	Parker
Fitzgerald	Phillips
Fuchs	Price
Garland	Rampy
Goodman	Reed of Bowie
Hanna	Ridgeway
Hardeman	Roberts
Harris of Dallas	Rhodes
Heflin	Simpson
Hobbs	Smith of Atascosa
Howington	Spacek
Hoyo	Spangler
Huddleston	Stubbs
Huffman	Voigt

## Present—Not Voting

Jones

## Absent

Anderson	Harris of Hill
Blankenship	Hutchinson
Boone	McDonald
Cleveland	Morris
Crossley	Shell
Dickson of Nolan	Weatherford
Gandy	White
Halsey	

## Absent—Excused

Celaya	Roark
Daniel	Taylor
Helpinstill	

HOUSE BILL NO. 216 ON  
SECOND READING

Mr. Little moved that the necessary Rules be suspended for the purpose of taking up and considering, at this time, House Bill No. 216.

The motion prevailed.

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 216, A bill to be entitled "An Act amending Section 1 of Article 1269h, R. C. S. of Texas, by removing certain restrictions on the number of acres of land which may be owned by cities and counties for airport purposes; and declaring an emergency."

The bill was read second time.

By unanimous consent of the House, the Engrossing Clerk of the House was authorized to make certain corrections in the caption and the body of the bill.

House Bill No. 216 was then passed to engrossment.

HOUSE BILL NO. 216 ON  
THIRD READING

Mr. Little moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that House Bill No. 216 be placed on its third reading and final passage.

The motion prevailed by the following vote:

## Yeas—136

Allen	Coker
Allison	Colson, Mrs.
Alsup	Connelly
Avant	Craig
Bailey	Crossley
Baker	Crosthwait
Bell	Davis
Benton	Deen
Blankenship	Dickson of Bexar
Boone	Dickson of Nolan
Brawner	Donald
Bray	Dove
Bridgers	Duckett
Brown	Dwyer
Bruhl	Ellis
Bullock	Eubank
Bundy	Evans
Burkett	Favors
Burnaman	Ferguson
Carlton	Files
Carrington	Fitzgerald
Cato	Fuchs
Chambers	Gandy
Clark	Garland
Cleveland	Goodman



Halsey	Manning	Yeas—134	
Hanna	Markle	Allen	Howington
Hardeman	Martin	Allison	Hoyo
Hargis	Matthews	Alsup	Huddleston
Harris of Dallas	Mills	Avant	Huffman
Hartzog	Montgomery	Bailey	Hughes
Heflin	Moore	Baker	Humphrey
Henderson	Morgan	Bean	Hutchinson
Hileman	Morse	Bell	Isaacks
Hobbs	Murray	Benton	Kelly
Howard	Nicholson	Boone	Kennedy
Howington	Pace	Brawner	Kersey
Hoyo	Parker	Bray	Kinard
Huddleston	Pevehouse	Bridgers	King
Huffman	Phillips	Brown	Klingeman
Hughes	Price	Bruhl	Knight
Humphrey	Rampy	Bullock	Lansberry
Hutchinson	Reed of Bowie	Bundy	Lehman
Isaacks	Reed of Dallas	Burkett	Leyendecker
Kelly	Ridgeway	Burnaman	Little
Kennedy	Roberts	Carlton	Lock
Kersey	Rhodes	Carrington	Love
Kinard	Senterfitt	Cato	Lowry
King	Sharpe	Clark	Lucas
Klingeman	Shell	Cleveland	Lyle
Knight	Simpson	Coker	McAlister
Lansberry	Skiles	Colson, Mrs.	McCann
Lehman	Smith of Bastrop	Connelly	McDonald
Leyendecker	Smith of Atascosa	Craig	McGlasson
Little	Spacek	Crossley	McLellan
Lock	Spangler	Crosthwait	McMurry
Love	Stanford	Davis	McNamara
Lowry	Stinson	Deen	Manford
Lucas	Stubbs	Dickson of Bexar	Manning
Lyle	Thornton	Dickson of Nolan	Markle
McAlister	Turner	Donald	Matthews
McCann	Vale	Dove	Mills
McDonald	Voigt	Duckett	Montgomery
McGlasson	Walters	Dwyer	Moore
McLellan	Wattner	Ellis	Morgan
McMurry	White	Eubank	Morse
McNamara	Whitesides	Evans	Murray
Manford	Winfree	Favors	Nicholson
Absent		Ferguson	Pace
Anderson	Jones	Fitzgerald	Parker
Bean	Sallas	Fuchs	Pevehouse
Gilmer	Weatherford	Gandy	Phillips
Harris of Hill		Garland	Price
Absent—Excused		Goodman	Rampy
Celaya	Morris	Halsey	Reed of Bowie
Daniel	Roark	Hanna	Reed of Dallas
Helpinstill	Taylor	Hardeman	Ridgeway
		Hargis	Roberts
		Harris of Dallas	Rhodes
		Hartzog	Sallas
		Heflin	Senterfitt
		Henderson	Sharpe
		Hileman	Shell
		Hobbs	Simpson
		Howard	Skiles
The Speaker then laid House Bill No. 216 before the House on third reading and final passage.			
The bill was read third time and was passed by the following vote:			

Smith of Bastrop	Turner
Smith of Atascosa	Vale
Spacek	Voigt
Spangler	Walters
Stanford	Wattner
Stinson	White
Stubbs	Whitesides
Thornton	Winfree

**Absent**

Anderson	Harris of Hill
Blankenship	Jones
Chambers	Martin
Files	Morris
Gilmer	Weatherford

**Absent—Excused**

Celaya	Roark
Daniel	Taylor
Helpinstill	

**HOUSE BILL NO. 234 ON  
SECOND READING**

Mr. Phillips moved that the necessary Rules be suspended for the purpose of taking up and considering, at this time, House Bill No. 234.

The motion prevailed.

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 234, A bill to be entitled "An Act validating the incorporation of all cities and towns in Texas of 5,000 inhabitants or less heretofore incorporated and/or attempted in good faith to be incorporated under the general laws of Texas; providing that the incorporation of such cities and towns shall not be held invalid on account of irregularities in ordering the incorporation election, election proceedings and/or canvassing returns and declaring result thereof; and validating all governmental proceedings performed in good faith by the governing bodies of such cities and towns since their incorporation or attempted incorporation respectively; and declaring an emergency."

The bill was read second time.

Mr. Bray offered the following committee amendment to the bill:

Amend H. B. No. 234 as follows:

Section 1. a., "provided, however, that this Act shall have no

effect upon any suit or suits pending at this time in the courts of this State which involve such cities and towns, nor upon any suit involving such cities and towns which may be filed within ninety days from the effective date of this Act."

BRAY.

The committee amendment was adopted.

By unanimous consent of the House the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

House Bill No. 234 was then passed to engrossment.

**HOUSE BILL NO. 234 ON  
THIRD READING**

Mr. Phillips moved that the Constitutional Rule requiring bills to be read on three several days be suspended and that House Bill No. 234 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—133

Allen	Crossley
Allison	Crosthwait
Alsop	Davis
Avant	Deen
Bailey	Dickson of Bexar
Baker	Dickson of Nolan
Bean	Donald
Bell	Dove
Benton	Duckett
Boone	Dwyer
Brawner	Ellis
Bray	Eubank
Bridgers	Evans
Brown	Favors
Bruhl	Ferguson
Bullock	Files
Bundy	Fitzgerald
Burkett	Fuchs
Burnaman	Gandy
Carlton	Garland
Carrington	Goodman
Cato	Halsey
Clark	Hanna
Cleveland	Harris of Dallas
Coker	Hartzog
Colson, Mrs.	Heflin
Connelly	Henderson
Craig	Hileman

Hobbs	Montgomery	Yeas—129	
Howington	Moore	Allen	Huffman
Hoyo	Morgan	Allison	Hughes
Huddleston	Morse	Alsup	Humphrey
Huffman	Murray	Avant	Hutchinson
Hughes	Nicholson	Bailey	Jones
Humphrey	Pace	Baker	Kelly
Hutchinson	Parker	Bell	Kennedy
Isaacks	Pevehouse	Benton	Kersey
Jones	Phillips	Boone	Kinard
Kelly	Price	Brawner	King
Kennedy	Rampy	Bray	Klingeman
Kersey	Reed of Bowie	Bridgers	Knight
Kinard	Reed of Dallas	Brown	Lansberry
King	Ridgeway	Bruhl	Lehman
Klingeman	Roberts	Bullock	Leyendecker
Knight	Rhodes	Bundy	Little
Lansberry	Senterfitt	Burkett	Lock
Lehman	Sharpe	Burnaman	Love
Leyendecker	Shell	Carlton	Lowry
Little	Simpson	Carrington	Lucas
Lock	Skiles	Cato	McAlister
Love	Smith of Bastrop	Chambers	McCann
Lowry	Smith of Atascosa	Clark	McDonald
Lucas	Spacek	Cleveland	McGlasson
Lyle	Spangler	Colson, Mrs.	McLellan
McAlister	Stanford	Connelly	McMurry
McCann	Stinson	Craig	McNamara
McDonald	Stubbs	Crossley	Manford
McGlasson	Thornton	Crosthwait	Manning
McLellan	Turner .	Davis	Markle
McMurry	Vale	Deen	Martin
McNamara	Voigt	Dickson of Bexar	Matthews
Manford	Walters	Dickson of Nolan	Mills
Manning	Wattner	Donald	Montgomery
Markle	White	Dove	Moore
Martin	Whitesides	Duckett	Morgan
Matthews	Winfree	Dwyer	Morse
Mills		Ellis	Murray
		Eubank	Nicholson
		Evans	Pace
		Favors	Parker
		Ferguson	Pevehouse
		Fitzgerald	Phillips
		Fuchs	Price
		Gandy	Reed of Bowie
		Garland	Reed of Dallas
		Goodman	Ridgeway
		Halsey	Roberts
		Hanna	Rhodes
		Hardeman	Senterfitt
		Hargis	Sharpe
		Harris of Dallas	Shell
		Hartzog	Simpson
		Heflin	Skiles
		Henderson	Smith of Bastrop
		Hileman	Smith of Atascosa
		Hobbs	Spangler
		Howington	Stanford
		Hoyo	Stinson
		Huddleston	

## Absent

Anderson	Harris of Hill
Blankenship	Howard
Chambers	Morris
Gilmer	Sallas
Hardeman	Weatherford
Hargis	

## Absent—Excused

Celaya	Roark
Daniel	Taylor
Helpinstill	

The Speaker then laid House Bill No. 234 before the House on third reading and final passage.

The bill was read third time and was passed by the following vote:

Stubbs	Walters
Thornton	Wattner
Turner	White
Vale	Whitesides
Voigt	Winfree

## Absent

Anderson	Howard
Bean	Isaacks
Blankenship	Lyle
Coker	Morris
Files	Sallas
Gilmer	Spacek
Harris of Hill	Weatherford

## Absent—Excused

Celaya	Roark
Daniel	Taylor
Helpinstill	

## MESSAGE FROM THE SENATE

Austin, Texas, February 6, 1941.

Hon. Homer Leonard, Speaker of the House.

Sir: I am directed by the Senate to inform the House that the Senate has refused to concur in House amendments to Senate Bill No. 72 and requests the appointment of a Conference Committee to adjust the differences between the two Houses.

The following have been appointed on the part of the Senate:

Senators Van Zandt, Moore, Lovelady, Vick and Weinert.

Respectfully,

BOB BARKER,

Secretary of the Senate.

RELATIVE TO HOUSE BILL  
NO. 294

Mr. Love moved that House Bill No. 294 be withdrawn from the Committee on State Affairs and referred to the Committee on Labor.

Mr. Kersey moved to table the motion by Mr. Love.

Mr. Kersey raised a point of order on consideration of the motion by Mr. Love at this time, on the ground that the routine motion period has expired.

The Speaker sustained the point of order.

## REQUEST OF SENATE GRANTED

On motion of Mr. Chambers, the House granted the request of the

Senate for the appointment of a Conference Committee on Senate Bill No. 72.

In accordance with the above action the Speaker announced the appointment of the following:

Messrs. Chambers, Skiles, Matthews, Burkett and Manning.

BILL AND RESOLUTIONS  
SIGNED BY THE  
SPEAKER

The Speaker signed in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bill and resolutions:

H. C. R. No. 27, Authorizing the Lending of State Highway Department of Guard Wire to Burkburnett Independent School District.

H. C. R. No. 29, Authorizing the Lending by State Highway Department of Guard Wire to Munday Independent School District.

H. C. R. No. 33, Providing for Certain Adjournment Period.

S. B. No. 14, "An Act to amend Article 4006, of the Revised Civil Statutes of 1925, as amended by Senate Bill No. 269, page 334, Acts of 1939, Regular Session, 46th Legislature, so as to permit members of families of furloughed, pensioned, and superannuated employees to accept free passes on carrier, etc., and declaring an emergency."

ADDITIONAL SIGNERS OF  
HOUSE BILLS

By unanimous consent of the House, the following Members were authorized to sign bills as coauthors of same, as follows:

Mr. Garland: House Bill No. 125.

Mr. Bullock: House Bill No. 284.

Mr. Rhodes: House Bill No. 278.

## BILLS ORDERED NOT PRINTED

On motion of Mr. Halsey, House Bills Nos. 207, 241 and 250 were ordered not printed.

On motion of Mr. Clark, House Bills Nos. 259 and 266 were ordered not printed.

RELATIVE TO HOUSE BILL  
NO. 150

By unanimous consent of the House, Mr. Bullock was granted permission to withdraw his name from House Bill No. 150.

SENATE BILLS ON FIRST  
READING

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

S. B. No. 110, to the Committee on Counties.

S. B. No. 114, to the Committee on Public Lands and Buildings.

ADJOURNMENT

Mr. Clark moved that the House adjourn until 10:00 o'clock a. m. next Monday.

Mr. Smith of Atascosa moved that the House adjourn until 10:00 o'clock a. m. tomorrow.

The motion of Mr. Smith of Atascosa prevailed and the House accordingly at 12:15 o'clock p. m. adjourned until 10:00 o'clock a. m. tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

The following Committees have filed favorable reports on bills as follows:

Appropriations: H. B. Nos. 83 and 251.

Commerce and Manufactures: H. B. No. 283.

Oil, Gas and Mining: H. B. Nos. 199, 208 and 211.

School Districts: H. B. Nos. 207, 241, 250, 259 and 266.

REPORTS OF THE COMMITTEE  
ON ENGROSSED BILLS

Austin, Texas, February 5, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 12, A bill to be entitled "An Act repealing House Bill No. 26 of the Acts of the Regular Session of the Forty-fourth Legislature; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 5, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 138, A bill to be entitled "An Act repealing House Bills No. 945 and No. 946 enacted by the Forty-sixth Legislature of the State of Texas pertaining to hunting and trapping on enclosed or unenclosed land of another in counties having a population of not less than fifteen thousand, one hundred and forty-nine (15,149) inhabitants, and not more than fifteen thousand, three hundred (15,300) inhabitants, according to the last preceding Federal Census; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 5, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 141, A bill to be entitled "An Act making it unlawful to kill or attempt to kill deer, bear, fox, or wild turkey, or trap or molest same in Liberty County for a period of five (5) years; providing a penalty; repealing all conflicting laws; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 5, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 142, A bill to be entitled "An Act making it unlawful to kill or attempt to kill bear, fox, or wild turkey, or molest same in Hardin County for a period of five (5) years; providing a penalty; repealing all conflicting laws; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 5, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 143, A bill to be entitled "An Act making it unlawful to hunt, take, or kill any squirrel except during the months of October, November, and December in Liberty and Hardin Counties; providing a penalty; repealing all conflicting laws; and declaring an emergency."

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, February 6, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 33, Granting Permission to Both Houses to Adjourn from Thursday, February 6, 1941, to Monday, February 10, 1941.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

## REPORTS OF THE COMMITTEE ON ENROLLED BILLS

Austin, Texas, February 5, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 27, Authorizing the Lending by State Highway Department of Guard Wire to Burkburnett Independent School District, Wichita County.

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, February 5, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 29, Authorizing the Lending by State Highway Department of Guard Wire to Munday Independent School District, Knox County.

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

Austin, Texas, February 6, 1941.

Hon. Homer L. Leonard, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 33, Granting Permission to Both Houses to Adjourn from Thursday, February 6, 1941, to Monday, February 10, 1941.

Has carefully compared same and finds it correctly enrolled.

HOWINGTON, Chairman.

**In Memory of**  
**Hon. R. P. Smythe**

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Mr. Deen offered the following resolution:

H. S. R. No. 98, In Memory of Honorable R. P. Smythe.

Whereas, On the second day of February, 1941, at the age of eighty-five (85) years, the Almighty God in his superior judgment took from the walks of men, the Honorable R. P. Smythe, a soldier, a lawyer, a legislator, a citizen in many other valuable ways, and a true servant of God; and

Whereas, The Hon. Smythe graduated from the Texas Military Institute in 1877 and served as Brigadier General in the Texas Volunteer Guard; and also, during the Spanish-American War, he served his country faithfully, acting as Colonel, and commanded troops on the Rio Grande; and

Whereas, The Hon. Smythe, in 1887, moved to West Texas and established a home in Plainview, where he surveyed and named several towns, and where, in 1892, he married Miss Florence Tucker, of Fort Worth, who passed away only two years later; and

Whereas, The Hon. Smythe was a prominent member of the Masonic Lodge; a faithful worker in the Presbyterian Church, and in 1932-34, he served as Mayor of Plainview, being loyal and rendering valuable service to his townsmen; and

Whereas, The Hon. Smythe served the State of Texas as a Representative in 1896, from a district embracing 36 counties, being elected three months before he was aware of it. He was again elected a Member of the House of Representatives in 1924; and

Whereas, By the innumerable good deeds and contributions of Hon. R. P. Smythe to his town, his counties, his State, and his church, he shall ever live in the hearts of true Texans, meriting him the highest honor this State can pay; now, therefore, be it

Resolved, by the Members of the House of Representatives, To acknowledge the loss which the State has suffered in the passing of this fine citizen of Texas and that a copy of this resolution be spread upon the memorial pages of the House of Representatives, as a token of the love and respect held for this great and good man; and be it further

Resolved, That when the House adjourns today that it do so in memory of Hon. R. P. Smythe and that a page of the House Journal of today be dedicated to his memory.

DEEN,  
LITTLE,  
FAVORS,  
HALSEY.

The resolution was read second time.

Signed—Leonard, Speaker; Allen, Allison, Alsup, Anderson, Avant, Bailey, Baker, Bean, Bell, Benton, Blankenship, Boone, Brawner, Bray, Bridgers, Brown, Bruhl, Bullock, Bundy, Burkett, Burnaman,

Carlton, Carrington, Cato, Celaya, Chambers, Clark, Cleveland, Coker, Mrs. Colson, Connelly, Craig, Crossley, Crosthwait, Daniel, Davis, Dickson of Bexar, Dickson of Nolan, Donald, Dove, Duckett, Dwyer, Ellis, Eubank, Evans, Ferguson, Miss Files, Fitzgerald, Fuchs, Gandy, Garland, Gilmer, Goodman, Hanna, Hardeman, Hargis, Harris of Dallas, Harris of Hill, Hartzog, Heflin, Helpinstill, Henderson, Hileman, Hobbs, Howard, Howington, Hoyo, Huddleston, Huffman, Hughes, Humphrey, Hutchinson, Isaacks, Jones, Kelly, Kennedy, Kersey, Kinard, King, Klingeman, Knight, Lansberry, Lehman, Leyendecker, Lock, Love, Lowry, Lucas, Lyle, McAlister, McCann, McDonald, McGlasson, McLellan, McMurry, McNamara, Manford, Manning, Markle, Martin, Matthews, Mills, Montgomery, Moore, Morgan, Morris, Morse, Murray, Nicholson, Pace, Parker, Pevehouse, Phillips, Price, Rampy, Reed of Bowie, Reed of Dallas, Ridgeway, Roark, Roberts, Rhodes, Sallas, Senterfitt, Sharpe, Shell, Simpson, Skiles, Smith of Bastrop, Smith of Atascosa, Spacek, Spangler, Stanford, Stinson, Stubbs, Taylor, Thornton, Turner, Vale, Voigt, Walters, Wattner, Weatherford, White, Whitesides and Winfree.

On the motion of Mr. Kelly the names of all the Members of the House were added to the resolution as signers thereof.

The resolution was unanimously adopted by a rising vote.



**In Memory of**  
**Mr. Tom Abbott**

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Mr. Davis offered the following resolution:

H. S. R. No. 99, In Memory of Mr. Tom Abbott.

Whereas, The House of Representatives has learned with sorrow of the death of Mr. Tom Abbott, a man who generously gave a lifetime of service to his State and community; and

Whereas, For more than twenty-five years Mr. Tom Abbott worked earnestly and faithfully serving his fellow citizens, always being courteous and mindful of them, and has been a source of inspiration to all of those who aspire to a life of service to their community, State and country; and

Whereas, In the passing of this great citizen and this great Texan, his community and the State of Texas has lost a valuable resident and friend and a loyal and outstanding citizen; and

Whereas, He was revered by his community in his beneficial work as a peace officer of McLennan County and will remain forever in the minds of those who knew him and to whom his friendship was unexcelled. His counsel and leadership was eagerly sought and followed by citizens from all walks of life; now, therefore, be it

Resolved, That the House of Representatives of the State of Texas take formal notice of the passing of this worthy citizen and acknowledge its sympathy to the community where he has so long resided; and be it further

Resolved, That a copy of this resolution be spread upon the House Journal of this day's proceedings and that when the House adjourns today it do so as an act of respect for this illustrious citizen; be it further

Resolved, That the Chief Clerk of the House send to his faithful and bereaved companion, Mrs. Tom Abbott, of Waco, Texas, wife of the deceased, a copy of this resolution under the Seal of the House of Representatives.

DAVIS,  
McNAMARA,  
McGLASSON.

The resolution was read second time and was unanimously adopted by a rising vote.

## In Memory of Judge William Aubrey

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Mr. Hoyo offered the following resolution:

H. S. R. No. 101, In Memory of Judge William Aubrey.

Whereas, The House of Representatives has learned that Judge William Aubrey of San Antonio, Texas, passed to the Great Beyond on Wednesday, January 29, 1941, in the city of San Antonio, having reached the ripe and honorable age of eighty-seven years; and

Whereas, Judge William Aubrey received his education in Dews Private School of Columbus, Georgia, Loyola College and the Richard Malcolm Johnston Private School at Baltimore; was admitted to the Bar in 1872 and began the practice of law at Marshall, Texas, where he served as Mayor for some time; came to San Antonio in 1882 where he was actively engaged in the practice of the law until the time of his death; and

Whereas, Judge Aubrey was a Trustee of the San Antonio Chapter, Izaak Walton League, and of the Carnegie Public Library, served as dean of the San Antonio Law School in 1928 and as a director of the Texas Law Review and was a past president of the Yanaguana, served as president of the San Antonio Bar Association and as president of the Texas State Bar Association; was always interested in all civic affairs pertaining to his own city; and was affectionately referred to by the members of the San Antonio Bar as the Dean of the said Bar; and

Whereas, He was a man of unimpeachable integrity, well learned in the law, affable in manner and a friend of all; and

Whereas, Texas has lost an eminent lawyer and a valuable citizen, and the masses of Texas have lost a friend; and

Whereas, Judge Aubrey was one of those men of whom the poet Holland wrote:

"Tall men, sun crowned,  
Who live above the fog  
In public duty and private thinking."

Now, therefore, be it

Resolved, That the House of Representatives does declare that it mourns the loss of this eminent lawyer; and that this resolution be printed in the House Journal as a testimonial to his memory and that a copy of same be mailed to his daughters, Mrs. Peter M. Keating and Mrs. Jean Aubrey Bulkley of San Antonio, Texas; and to his son, Dr. John F. Aubrey, of Baltimore, Md.; and to a sister, Mrs. Mercer Johnston of Washington; and that when the House adjourns for the day that it do so in honor of his memory.

HOYO,  
RIDGEWAY,  
ANDERSON,  
DWYER,  
DICKSON of Bexar.

The resolution was read second time and was unanimously adopted by a rising vote.

**In Memory of**  
**Hon. W. F. Benton**

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Mr. Chambers offered the following resolution:

H. S. R. No. 102, In Memory of Honorable W. F. Benton.

Whereas, On the 3rd day of February, 1941, the Creator of the Universe called from the walks of men, Honorable W. F. Benton, the father of our distinguished fellow Member of this House, Captain Benton. He was born on November 27th, 1860, and was a devout Christian throughout his entire life, and spent much of his life in administering to those who were less fortunate. He took the lead in community activities and his friends were numbered by all who knew him; and

Whereas, He contributed to the public welfare of the State of Texas in patriotism and service; and

Whereas, He reared a family of three sons who survive: William Benton of McKinney, Texas; J. A. Benton of Wylie, Texas; and J. O. Benton of McKinney, Texas; and

Whereas, In respect of this man's life and of the useful family that he reared, be it Resolved by the House of Representatives that we set aside a memorial page in this Journal devoted to his memory, and that when we adjourn this day we do so in memory of the heroic life he lived and of the calm repose in which he faced the final ordeal, and further that copies of this resolution be sent to the members of the deceased's family.

CHAMBERS,  
EVANS,  
MURRAY,  
DEEN,  
HOWINGTON,  
HOYO.

The resolution was read second time.

Signed—Leonard, Speaker; Allen, Allison, Alsup, Anderson, Avant, Bailey, Baker, Bean, Bell, Blankenship, Boone, Brawner, Bray, Bridgers, Brown, Bruhl, Bullock, Bundy, Burkett, Burnaman, Carlton, Carrington, Cato, Celaya, Clark, Cleveland, Coker, Mrs. Colson, Connelly, Craig, Crossley, Crosthwait, Daniel, Davis, Dickson of Bexar, Dickson of Nolan, Donald, Dove, Duckett, Dwyer, Ellis, Eubank, Favours, Ferguson, Miss Files, Fitzgerald, Fuchs, Gandy, Garland, Gilmer, Goodman, Halsey, Hanna, Hardeman, Hargis, Harris of Dallas, Harris of Hill, Hartzog, Heflin, Helpinstill, Henderson, Hileman, Hobbs, Howard, Huddleston, Huffman, Hughes, Humphrey, Hutchinson, Isaacks, Jones, Kelly, Kennedy, Kersey, Kinard, King,

Klingeman, Knight, Lansberry, Lehman, Leyendecker, Little, Lock, Love, Lowry, Lucas, Lyle, McAlister, McCann, McDonald, McGlasson, McLellan, McMurry, McNamara, Manford, Manning, Markle, Martin, Matthews, Mills, Montgomery, Moore, Morgan, Morris, Morse, Nicholson, Pace, Parker, Pevehouse, Phillips, Price, Rampy, Reed of Bowie, Reed of Dallas, Ridgeway, Roark, Roberts, Rhodes, Sallas, Senterfitt, Sharpe, Shell, Simpson, Skiles, Smith of Bastrop, Smith of Atascosa, Spacek, Spangler, Stanford, Stinson, Stubbs, Taylor, Thornton, Turner, Vale, Voigt, Walters, Wattner, Weatherford, White, Whitesides and Winfree.

On the motion of Mr. Evans the names of all the Members of the House were added to the resolution as signers thereof.

The resolution was unanimously adopted by a rising vote.